

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ILLINOIS**

CORTEZ FOSTER (B-14373),)
)
 Plaintiff,)
)
 vs,) Case No.: 17 C 5759
)
 DR. C. WILLIAMS, et al.,) Judge Steven Seeger
)
 Defendants.)

MOTION FROM RELIEF FROM ASSIGNMENT AS APPOINTED COUNSEL

NOW COMES the Plaintiff, CORTEZ FOSTER, by and through his attorney, RICHARD A. VALEK of STONE & JOHNSON, CHARTERED, and for their Joint Motion for Relief from Assignment as appointed counsel for the Plaintiff, CORTEZ FOSTER, pursuant to Local Rule 83.38 and Local Rule 83.39, respectfully states as follows:

1. The Plaintiff, CORTEZ FOSTER, is an inmate at Statesville Correctional Center, and he filed this pending lawsuit against various medical professionals and Wexford Health Sources Inc. pursuant to 42 U.S.C. Section 1983, for failing to adequately address his various medical needs.

2. The Honorable Judge John J. Tharp, Jr., appointed Richard A. Valek, as counsel for the Plaintiff, CORTEZ FOSTER, in his lawsuit pursuant to Document No. 6 which was filed on August 29, 2017.

3. Richard A. Valek, as counsel for the Plaintiff, CORTEZ FOSTER, has represented him for over two years, conducted various depositions of the parties, obtained and reviewed all of his medical records from Statesville Correctional Center and University of Illinois Medical Center, and conducted numerous meetings in person and over the telephone with him at Statesville Correctional Center, to discuss the pending issues in the case and to formulate a litigation strategy.

4. During the course of representing the Plaintiff, CORTEZ FOSTER, a personal incompatibility and a substantial disagreement in litigation strategy has developed between the Plaintiff, CORTEZ FOSTER, and his assigned counsel, Richard A. Valek pursuant to Local Rule 83.38.

5. On October 30, 2019, the Plaintiff, Cortez Foster, instructed his counsel, Richard A. Valek, during a conference call, to file a motion to seek relief from his assignment pursuant to Local Rule 83-39 due to their personal incompatibility and substantial disagreement in litigation strategy, and to request that a new attorney be appointed to represent him in this litigation.

6. A copy of this Motion along with a copy of Local Rules 83.36 through 83.39 of the United States District Court for the Northern District of Illinois, were sent via first class mail to the Plaintiff, Cortez Foster on October 31, 2019.

WHEREFORE, the Plaintiff, CORTEZ FOSTER, and his assigned counsel, RICHARD A. VALEK, of the law offices of Stone & Johnson, Chartered, respectfully request an order discharging Richard A. Valek as the assigned counsel for Cortez Foster, pursuant Local Rules 83.38 and 83.39, for an order appointing a new attorney to represent him in this litigation, and for such other and further relief as this court deems just and equitable under the circumstances.

Respectfully submitted,

STONE & JOHNSON, CHARTERED

By: _____ /s/Richard A. Valek
Richard A. Valek, Attorney for
Plaintiff, Cortez Foster

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